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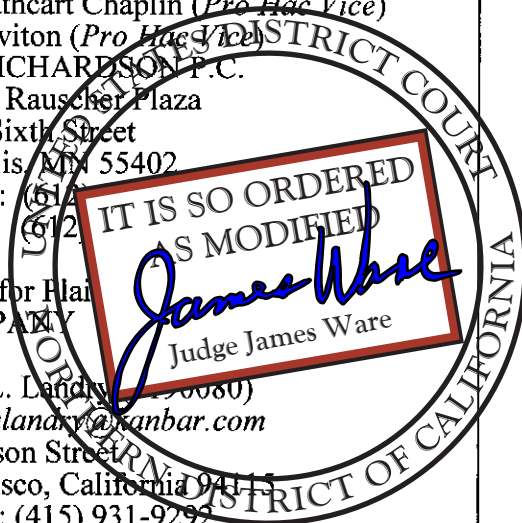
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ROLLIT, LLC, REX PRODUCTS INC.,  
MK ENTERPRISES, INC., and  
MAURICE KANBAR



**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
(SAN JOSE DIVISION)**

3M COMPANY,

Plaintiff,

v.

MAURICE KANBAR, MK ENTERPRISES  
INC., ROLLIT, LLC, AND REX PRODUCTS  
INC.,

Defendants.

Case No. C 06-01225 JW (HRL)

**STIPULATION AND PROPOSED ORDER  
CONTINUING FINAL PRETRIAL  
CONFERENCE DATE AND EXTENDING  
DEADLINES TO FILE PRE-TRIAL  
CONFERENCE STATEMENT AND IN  
LIMINE MOTIONS AND EXTENDING  
TIME FOR SPECIAL MASTER TO  
RETURN FINDINGS**

Pre-Trial Conference: May 19, 2008  
Trial Date: June 10, 2008  
Judge: Hon. James Ware

Date Action Filed: February 17, 2006

1 WHEREAS, by the terms of the Court's December 20, 2007 Preliminary Pretrial  
 2 Conference Scheduling Order (Bench Trial), the parties were ordered to file a Joint Pretrial  
 3 Statement and any *In limine* motions by April 19, 2008 [sic]<sup>1</sup> with the Final Pretrial Conference to  
 4 be held at 3 p.m. on May 19, 2008; and

5 WHEREAS, following Defendants' Motion For Summary Adjudication, the Court ordered  
 6 the appointment of a Special Master in order to resolve outstanding issues and the Special Master  
 7 is required to return findings to the Court on or before April 25, 2008; and

8 WHEREAS, the parties held a conference call with Mr. Fisher on April 1, 2008, and  
 9 during that call Mr. Fisher indicated that he needs at least an additional week to return his  
 10 findings, because among other things, Mr. Fisher has a conflict on April 9 and 10 and is set to  
 11 begin an arbitration on April 14 that will last approximately 6 days. Mr. Fisher has tentatively  
 12 scheduled April 23, 24 and 25 as dates to travel to Wisconsin to interview the parties' respective  
 13 paper mills and to review documents and paper samples kept on site; and

14 WHEREAS, the parties believe that the Special Master's findings will have an impact on  
 15 pretrial submission, including witnesses to be called and evidence to be offered at trial; and

16 WHEREAS, counsel for Defendants, Michelle Landry, is scheduled to start a jury trial in  
 17 the United States District Court, Northern District of California, San Francisco Division, on  
 18 April 21, 2008 with Jury selection to begin April 15, 2008 and trial submissions due in that case  
 19 April 9, 2008; and

20 WHEREAS, the parties anticipate needing additional time to file their Joint Pretrial  
 21 Conference Statement and *In limine* motions in light of the current posture of the case; and

22 WHEREAS, Plaintiff and Defendants, by and through their attorneys, agree that the  
 23 deadline to file their Joint Pretrial Conference Statement and *In limine* motions should be extended  
 24 until one week after the Special Master returns his findings; and

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 28 <sup>1</sup> April 19, 2008 is a Saturday and therefore the current schedule requires submission by Friday, April 18, 2008.

1 WHEREAS, Plaintiff and Defendants, by and through their attorneys, as well as the  
2 Special Master, Mr. Fisher, agree that the deadline for Mr. Fisher to return findings should be  
3 extended by at least one week.

4 NOW, THEREFORE, IT IS HEREBY STIPULATED and agreed by and between Plaintiff  
5 and Defendants that:

- 6 1. The Final Pretrial Conference is unchanged from the original schedule. The parties  
7 shall appear for the conference on **May 19, 2008 at 10 a.m.** (time change).
- 8 2. The deadline for the Special Master to return his findings shall be EXTENDED  
9 from **April 25, 2008** until **May 2, 2008**;
- 10 3. That the Joint Pretrial Conference Statement and *In limine* motions shall be FILED  
11 ON OR BEFORE **April 30, 2008**.
- 12 4. Any opposition to any *In limine* motions shall be FILED IN WRITING AND  
13 SERVED on or before **May 9, 2008**.

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15 **STIPULATED AND AGREED TO BY:**

16  
17 DATED: April 2, 2008

FISH & RICHARDSON P.C.

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20 By: /s/  
JOHN ADKISSON  
Attorneys for Plaintiff  
21 3M COMPANY

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1 DATED: April 2, 2008

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3 By: 

MICHELLE L. LANDRY

4 Attorney for Defendants

5 MAURICE KANBAR, MK ENTERPRISES INC.,  
6 ROLLIT, LLC, and REX PRODUCTS INC.,

7 **PURSUANT TO STIPULATION, IT IS SO ORDERED: AS MODIFIED.**

8  
9 DATED: April 10, 2008

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12 JAMES WARE

13 United States District Judge  
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